

# **Town Board Minutes**

## **Meeting No. 2**

### ***Special Meeting***

**January 21, 1997**

MEETINGS TO DATE 2  
NO. OF REGULARS 1  
NO. OF SPECIALS 1

LANCASTER, NEW YORK  
JANUARY 21, 1997

A joint meeting of the Town Board and the Planning Board of the town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 21st day of January 1997, at 6:30 PM and there were

**PRESENT:** ROBERT GIZA, SUPERVISOR  
DONALD KWAK, COUNCIL MEMBER  
JOHN MILLER, COUNCIL MEMBER  
MARK MONTOUR, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
REBECCA ANDERSON, PLANNING BOARD CHAIRMAN  
FRANK DE CARLO, PLANNING BOARD MEMBER  
JOHN GOBER, PLANNING BOARD MEMBER  
MELVIN SZYMANSKI, PLANNING BOARD MEMBER  
MILDRED WHITTAKER, PLANNING BOARD MEMBER

**ABSENT:** DAVID MARRANO, PLANNING BOARD MEMBER  
STEVEN SOCHA, PLANNING BOARD MEMBER

**ALSO PRESENT:** ROBERT THILL, TOWN CLERK  
RICHARD SHERWOOD, TOWN ATTORNEY  
ROBERT LANEY, BUILDING INSPECTOR  
ROBERT LABENSKI, TOWN ENGINEER

**PURPOSE OF MEETING:**

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of four actions.

**IN THE MATTER OF THE SEQR REVIEW OF THE  
UPSTATE CELLULAR NETWORK  
COMMUNICATION TOWER SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Upstate Cellular Network Communication Tower Site Plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER SZYMANSKI  
WHO MOVED ITS ADOPTION, SECONDED BY  
PLANNING BOARD MEMBER STEMPNIAK, TO WIT:

**RESOLVED**, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:  
UPSTATE CELLULAR NETWORK  
COMMUNICATION TOWER SITE PLAN  
NEGATIVE DECLARATION**

**PLEASE TAKE NOTICE**, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.11, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.10.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Richard J. Sherwood, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately .43 acres.

The location of the premises being reviewed is situated on Penora Street.

### REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type I threshold in 6 NYCRR, Part 617.12.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)

- C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

**No adverse effects noted**

- C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

**Be it noted: That a small to moderate aesthetic negative impact will occur due to the height of the tower.**

- C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.

**No adverse effects noted**

- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

**No adverse effects noted**

- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.

**No adverse effects noted**

- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.

**No adverse effects noted**

- C.7 Other impacts (including changes in use of either quantity or type of energy).

**No adverse effects noted**

- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts. Concern was voiced about the tower being near a possible future conservation area

s/s \_\_\_\_\_  
Robert H. Giza, Supervisor  
Town of Lancaster

SEAL

January 21, 1997

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and  
and,

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
PLANNING BOARD CHAIRMAN ANDERSON	VOTED YES
PLANNING BOARD MEMBER DE CARLO	VOTED NO
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER MARRANO	VOTED ABSENT
PLANNING BOARD MEMBER SOCHA	VOTED ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

January 21, 1997

**IN THE MATTER OF THE SEQR REVIEW OF THE  
SPRINT SPECTRUM COMMUNICATION TOWER  
SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Sprint Spectrum Communication Tower Site Plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER STEMPNIAK  
WHO MOVED ITS ADOPTION, SECONDED BY  
PLANNING BOARD MEMBER GOBER, TO WIT:

**RESOLVED**, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:  
SPRINT SPECTRUM COMMUNICATION TOWER SITE PLAN  
NEGATIVE DECLARATION**

**PLEASE TAKE NOTICE**, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.11, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.10.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Richard J. Sherwood, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately .05 acres.

The location of the premises being reviewed is situated on Transit Road, south of William Street.

**REASONS SUPPORTING DETERMINATION**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type I threshold in 6 NYCRR, Part 617.12.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
  - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

**No adverse effects noted**

- C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

**Be it noted: That a small to moderate aesthetic negative impact will occur due to the height of the tower**

- C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.

**No adverse effects noted**

- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

**No adverse effects noted**

- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.

**No adverse effects noted**

- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.

**No adverse effects noted**

- C.7 Other impacts (including changes in use of either quantity or type of energy.

**No adverse effects noted**

- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_  
Robert H. Giza, Supervisor  
Town of Lancaster

**SEAL**  
January 21, 1997

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and  
and,

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
PLANNING BOARD CHAIRMAN ANDERSON	VOTED YES
PLANNING BOARD MEMBER DE CARLO	VOTED NO
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER MARRANO	VOTED ABSENT
PLANNING BOARD MEMBER SOCHA	VOTED ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

January 21, 1997

**IN THE MATTER OF THE SEQR REVIEW OF THE  
MARRANO/MARC EQUITY REZONE PETITION & PROPOSED  
TRENTWOOD TRAIL SUBDIVISION**

The Municipal Review Committee then proceeded with the Environmental Assessment on the proposed Marrano/Marc Equity rezone petition and proposed Trentwood Trail Subdivision matter with an item for item review and discussion of the project impact and magnitude as outlined on a Full Environmental Assessment Form Part 2 which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER GOBER  
WHO MOVED ITS ADOPTION, SECONDED BY  
PLANNING BOARD MEMBER WHITTAKER , TO WIT:

**RESOLVED**, that the following Negative Declaration be adopted:

**NOTICE OF DETERMINATION  
MARRANO/MARC EQUITY REZONE PETITION & PORPOSED  
TRENTWOOD TRAIL SUBDIVISION  
NEGATIVE DECLARATION**



**PLEASE TAKE NOTICE**, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.11, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.10.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Richard J. Sherwood, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately 21.3 acres.

The location of the premises being reviewed is an extension of Trentwood Trail west from Walden Trace Subdivision, then north and west to Seitz Avenue.

**REASONS SUPPORTING DETERMINATION**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will result in a small to moderate physical change to the project site.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will have a small to moderate affect on a water body designated as protected.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will have a small to moderate affect on surface or ground water quality or quantity.
  - a) It is noted that a State Pollution Discharge Elimination System (SPDES) General Permit for Discharge from Construction Activities is required.
6. The proposed action will not alter drainage flow patterns or surface water runoff.
7. The proposed action will not affect air quality.
8. The proposed action will have a small to moderate affect on threatened or endangered species.
9. The proposed action will not substantially affect non-threatened or endangered species.
10. The proposed action will not affect agricultural land resources.
11. The proposed action will not affect aesthetic resources.
12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.

13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
14. The proposed action will not impact on the exceptional or unique characteristics of a critical environmental area (CEA) established pursuant to subdivision 6NYCRR 617.14(g).
15. The proposed action will have a small to moderate affect on existing transportation systems.
16. The proposed action will not affect the community's sources of fuel or energy supply.
17. There will not be objectionable odors, noise, or vibration as a result of this proposed action.
18. The proposed action will not affect public health and safety.
19. The proposed action will have a small to moderate affect on the character of the existing community.
20. There is not, or is there likely to be, public controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_

SEAL

Robert H. Giza, Supervisor  
Town of Lancaster

January 21, 1997

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
PLANNING BOARD CHAIRMAN ANDERSON	VOTED YES
PLANNING BOARD MEMBER DE CARLO	VOTED YES
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER MARRANO	VOTED ABSENT
PLANNING BOARD MEMBER SOCHA	VOTED ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

January 21, 1997

**IN THE MATTER OF THE SEQR REVIEW OF THE  
GEORGE O'NEIL REZONE PETITION & PROPOSED  
PATIO HOME DEVELOPMENT**

The Municipal Review Committee then proceeded with the Environmental Assessment on the proposed George O'Neil rezone petition and patio home development matter with an item for item review and discussion of the project impact and magnitude as outlined on a Full Environmental Assessment Form Part 2 which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MILLER  
WHO MOVED ITS ADOPTION, SECONDED BY  
PLANNING BOARD MEMBER GOBER , TO WIT:

**RESOLVED**, that the following Negative Declaration be adopted:

**NOTICE OF DETERMINATION  
GEORGE O'NEIL REZONE PETITION & PATIO HOME DEVELOPMENT  
NEGATIVE DECLARATION**

**PLEASE TAKE NOTICE**, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.11, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.10.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Richard J. Sherwood, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately 14 acres.

The location of the premises being reviewed is on the north side of Nichter Road, east of Cemetery Road.

**REASONS SUPPORTING DETERMINATION**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will result in a small to moderate physical change to the project site.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will not affect any water body designated as protected.

4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will not affect surface or ground water quality or quantity.
  - a) It is noted that a State Pollution Discharge Elimination System (SPDES) General Permit for Discharge from Construction Activities is required.
6. The proposed action will not alter drainage flow patterns or surface water runoff.
7. The proposed action will not affect air quality.
8. The proposed action will not affect any threatened or endangered species.
9. The proposed action will not substantially affect non-threatened or endangered species.
10. The proposed action will not affect agricultural land resources.
11. The proposed action will not affect aesthetic resources.
12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.
13. The proposed action will have a small to moderate affect on the quantity or quality of existing or future open spaces or recreational opportunities.
14. The proposed action will not impact on the exceptional or unique characteristics of a critical environmental area (CEA) established pursuant to subdivision 6NYCRR 617.14(g).
15. The proposed action will not affect existing transportation systems.
16. The proposed action will not affect the community's sources of fuel or energy supply.
17. There will not be objectionable odors, noise, or vibration as a result of this proposed action.
18. The proposed action will not affect public health and safety.
19. The proposed action will have a small to moderate affect on the character of the existing community.
20. There is not, or is there likely to be, public controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_

SEAL

Robert H. Giza, Supervisor  
Town of Lancaster

January 21, 1997

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
PLANNING BOARD CHAIRMAN ANDERSON	VOTED YES
PLANNING BOARD MEMBER DE CARLO	VOTED YES
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER MARRANO	VOTED ABSENT
PLANNING BOARD MEMBER SOCHA	VOTED ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

January 21, 1997

**ADJOURNMENT:**

ON MOTION DULY MADE, SECONDED AND CARRIED, this meeting was adjourned at 7:40 P.M.

*Robert P. Thill*

Robert P. Thill, Town Clerk

# **Town Board Minutes**

## **Meeting No. 3**

### ***Regular Meeting***

**January 21, 1997**

MEETINGS TO DATE 3  
NO. OF REGULARS 2  
NO. OF SPECIALS 1

Page 45  
LANCASTER, NEW YORK  
JANUARY 21, 1997

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 21st day of January 1997 at 8:00 P.M. and there were

**PRESENT:** DONALD YWAK, COUNCIL MEMBER  
JOHN MILLER, COUNCIL MEMBER  
MARK MONTOUR, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR

**ABSENT:** NONE

**ALSO PRESENT:** ROBERT THILL, TOWN CLERK  
ROBERT LABENSKI, TOWN ENGINEER  
RICHARD SHERWOOD, TOWN ATTORNEY  
ROBERT LANEY, BUILDING INSPECTOR  
THOMAS FOWLER, CHIEF OF POLICE  
JOHANNA COLEMAN, RECEIVER OF TAXES  
CHRISTINE FUSCO, ASSESSOR

**PERSONS ADDRESSING TOWN BOARD:**

**Bastian, Norman**, 5747 Genesee Street, spoke to the Town Board on the following matter:

The development of property on the east side of Harris Hill Road contiguous to the property of Buffalo Crushed Stone.

**Frank, Mary Ann**, 5176 Genesee Street, spoke to the Town Board on the following matter:

Expressed opposition to building homes on 60 foot lots.

**Kubicki, Gloria**, 15 Maple Drive, spoke to the Town Board on the following matters:

1. Tax exemption for the elderly.
2. Rezoning property from R1 to R2.

**Moe, Everett**, 5067 Transit Road, spoke to the Town Board on the following matter:

The location of the Sprint Spectrum Telecommunication tower off Transit Road.

**Schneggenburger, Roy**, 87 Stony Road, spoke to the Town Board on the following matter:

Surface water drainage on his property.

**Zichitella, Robert**, 53 Country Place, spoke to the Town Board on the following matter:

The establishment of a Critical Environmental Area (CEA) in that area to the west of and north of Willow Ridge subdivision.

**PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER KWAK, WHO MOVED  
ITS ADOPTION. SECONDED BY COUNCIL  
MEMBER MONTOUR. TO WIT:

**RESOLVED**, that the minutes from the Organizational Meeting and Regular  
Meeting of the Town Board held on January 6, 1997 be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote  
on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER KWAK, TO WIT:

**WHEREAS**, the Town of Lancaster has no plan or procedures to implement in the event of a records disaster, and

**WHEREAS**, the Town Clerk as Records Management Officer (RMO) has expressed to the sponsor of this resolution his concerns in regard to the lack of such a plan, and

**WHEREAS**, the State of New York passed the Local Government Records Management Improvement Fund Act (Chapter 78, Laws of 1989) which established a special fund that sustains a program of grants-in-aid to local governments for individual and cooperative programs to improve management of their records, and

**WHEREAS**, the Town Clerk as Records Management Officer (RMO) has prepared a grant-in-aid application to the New York State Education Department, State Archives and Records Administration, for the production of a written Disaster Plan for the Town of Lancaster,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Supervisor be and is hereby authorized to submit an application to the New York State Education Department, State Archives and Records Administration, Local Government Records Management Improvement Fund, requesting a grant for the production of a written comprehensive program that identifies and protects all Town vital records and sets up a program of post disaster priorities and recovery measures.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

FILE: Rgrant

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL MEMBER  
KWAK, TO WIT:

**WHEREAS**, GlenHollow Associates No. 1, 1025 French Road, Cheektowaga, New York 14227, has applied to the Town Board of the Town of Lancaster a for permit to construct a Public Improvement upon real property in the Town of Lancaster within GlenHollow Subdivision, Phase IIC, and

**WHEREAS**, the Town Engineer of the Town of Lancaster has certified on the following permit application that he has reviewed the improvement plans and permit application for the installation of the public improvement requested, and that it conforms to the Ordinances of the Town of Lancaster.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Public Improvement Permit Application No. 450 of GlenHollow Associates No. 1, 1025 French Road, Cheektowaga, New York 14227, for the installation of:

P.I.P. No. 450 - Install four (4) street lights  
(Street Lights)

be and is hereby approved and the installation of the improvement requested be and is hereby authorized.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTGOMERY	VOTED YES
COUNCIL MEMBER STERN	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

File: RPIP (P8)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER KWAK, WHO MOVED  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**WHEREAS**, the Twin District Volunteer Fire Company, Inc., by letter  
dated January 15 1997, has requested the addition of a member to the active roster of said fire  
association.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the  
addition to the membership of the Twin District Volunteer Fire Company, Inc. of the following  
individual:

**ADDITION**

Michael Ende  
4845 Transit Road, C-11  
Depew, New York 14043

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

File: RFIRE (P3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL MEMBER  
MILLER. TO WIT:

**WHEREAS**, the Executive Director of the Youth Bureau, by letter dated  
January 15, 1997, has recommended the appointment of the following individual to the position  
of Tutor with the Youth Bureau of the Town of Lancaster.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Donald J. Oliver, 5055 Stewart Road, Blasdell, New York  
14219, is hereby appointed to the position of Tutor with the Town of Lancaster Youth Bureau,  
effective January 22, 1997 at an hourly rate of \$9.00, and

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the  
necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote  
on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

File: RTUTOR (P3)

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCIL MEMBER STEMPNIAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL MEMBER  
MONTOUR, TO WIT:

**WHEREAS**, a Public Hearing was held on the 2nd day of December 1996 on the Petition of Michael A. Giallanza, Vice President for Josela Enterprises, 5653 Broadway, Lancaster, New York, has petitioned the Town Board of the said Town for the rezone of certain property located on the west side of Steinfeldt Road, north of Broadway in the Town of Lancaster, from an R1-Residential District One, to an R2- Residential District Two, and

**WHEREAS**, a Notice of said Hearing has been duly published and posted, and

**WHEREAS**, in accordance with Section 239 (m) of the General Municipal Law of the State of New York, the Erie County Department of Planning has reviewed such application for rezone and has no objection with respect thereto;

**NOW, THEREFORE, BE IT**

**RESOLVED**, as follows:

1. That the Zoning Ordinance and Zoning Map of the Town of Lancaster is hereby amended and changed so that the real property hereinafter described is changed from an R1- Residential District One, to an R2-Residential District Two:

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lots No. 5 and No. 7, Section 7, Township 11, Range 6 of the Holland Land Company's Survey, described as follows:

**BEGINNING** at a point in the centerline of Steinfeldt Road, distant 1,402.13 feet northerly from the intersection of the centerline of Steinfeldt Road and Broadway;

**RUNNING** thence northerly and along a part of the centerline of Steinfeldt Road, a distance of 62 feet to a point;

**RUNNING** thence westerly and at an exterior angle of 82°-03" with the westerly line of Steinfeldt Road, a distance of 684.84 feet to an iron pipe, in the west line of Farm Lot No. 5;

**THENCE** northerly along a part of the west Lot 5, 350 feet to the northwest corner of Lot 5 which point is also the northeast corner of Lot 7;

**THENCE** westerly S-87°-06'-03"-W along the north line of Lot 7, 620.27 feet;

**THENCE** S-13°-17'-57"-W, a measured distance of 711.67 feet;

**THENCE** S-68°-56'43"-E, a distance of 320 feet;

**THENCE** S-13°-43'-35"-W, a measured distance of 195.54 feet;

**THENCE** S-75°-35'-37"-E, a distance of 65 feet;

**THENCE** S-13°-43'-35"-W, a distance of 590.02 feet to the north line of Broadway;

**THENCE** easterly as measured along the north line of Broadway, a distance of 65.67 feet;

**THENCE** N-12°-11'-44"-E, a measured distance of 291.48 feet;

**THENCE** S-75°-35'-37"-E, a distance of 395.00 feet;

**THENCE** N-00°-32'-55"-E, a measured distance of 101.50 feet;

**THENCE** S-75°-35'-37"-E, a distance of 100 feet;

**RUNNING** thence southerly and along a part of the west line of Farm Lot No. 5, a distance of 168.50 feet to an iron pipe distant 233 feet northerly from the centerline of Broadway as measured along said west line of Farm Lot No. 5;

**RUNNING** thence easterly and on a line parallel with the centerline of Broadway, a distance of 454.54 feet to an iron pipe;

**RUNNING** thence northerly and along the westerly line of lands described in a certain deed recorded in the Erie County Clerk's Office in Liber 6553 of Deeds at Page 291, a distance of 109.51 feet to a point in the northwest corner of said last described lands;

**RUNNING** thence easterly and along the northerly line of said last described lands and at right angles to the westerly line of Steinfeldt Road, a distance of 233 feet to a point in the centerline of Steinfeldt Road;

**RUNNING** thence northerly and along a part of the centerline of Steinfeldt Road a distance of 66 feet to a point;

**RUNNING** thence westerly and along the southerly line of land described in a certain deed recorded in the Erie County Clerk's Office in Liber 6545 of Deeds at Page 273, a distance of 233 feet to a point in the southwest corner of said last described lands;

**RUNNING** thence northerly and in a line parallel with the centerline of Steinfeldt Road, and along the west lines of lands described in deeds recorded in the Erie County Clerk's Office in Liber 6545 of Deeds at Page 273; 4604 at Page 56; 4308 of Deeds at Page 500; 5017 of Deeds at Page 64; 5397 of Deeds at Page 556; 4812 of Deeds at Page 477; 4441 of Deeds at Page 347; 4333 of Deeds at Page 413; and at 4264 of Deeds at Page 197, a distance of 940 feet to an iron pipe;

**RUNNING** thence easterly and along the northerly line of premises described in said above deed in Liber 4264 of Deeds at Page 197 and at right angles to the westerly line of Steinfeldt Road, a distance of 233 feet to the point or place of beginning.

**EXCEPTING** and reserving so much of said property which lies within the highway right of way known as Steinfeldt Road and Broadway.

2. This rezone shall be subject to the following conditions:

- A. Shall be limited to single-family homes only;
- B. Dwellings shall be a minimum of 1200 sq. ft.;
- C. There shall be a garage at each house;
- D. Hard-top driveway at each house.

3. That said Ordinance Amendment be added in the minutes of the meeting  
Town Board of the Town of Lancaster held on the 21st day of January, 1997;

4. That a certified copy thereof be published in the Lancaster Bee, on or  
before the 21st day of January, 1997

5. That Affidavits of Publication be filed with the Town Clerk; and

6. That a certified copy of this resolution be furnished to the Erie County  
Department of Planning.

The question of the adoption of the foregoing resolution was duly put to a vote on  
roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED NO
COUNCIL MEMBER MILLER	VOTED NO
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR	VOTED YES

January 21, 1997

**LEGAL NOTICE  
NOTICE OF ADOPTION OF AMENDMENT  
ZONING ORDINANCE, TOWN OF LANCASTER  
CENTER BROOK SUBDIVISION**

**LEGAL NOTICE IS HEREBY GIVEN** that the Zoning Ordinance is hereby amended and the Zoning Map of the said Town is hereby changed so that the real property hereinafter described is changed from an R1- Residential District One, to an R2-Residential District Two:

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lots No. 5 and No. 7, Section 7, Township 11, Range 6 of the Holland Land Company's Survey, described as follows:

**BEGINNING** at a point in the centerline of Steinfeldt Road, distant 1,402.13 feet northerly from the intersection of the centerline of Steinfeldt Road and Broadway;

**RUNNING** thence northerly and along a part of the centerline of Steinfeldt Road, a distance of 62 feet to a point;

**RUNNING** thence westerly and at an exterior angle of  $82^{\circ}-03''$  with the westerly line of Steinfeldt Road, a distance of 684.84 feet to an iron pipe, in the west line of Farm Lot No. 5;

**THENCE** northerly along a part of the west Lot 5, 350 feet to the northwest corner of Lot 5 which point is also the northeast corner of Lot 7;

**THENCE** westerly  $S-87^{\circ}-06'-03''-W$  along the north line of Lot 7, 620.27 feet;

**THENCE**  $S-13^{\circ}-17'-57''-W$ , a measured distance of 711.67 feet;

**THENCE**  $S-68^{\circ}-56'43''-E$ , a distance of 320 feet;

**THENCE**  $S-13^{\circ}-43'-35''-W$ , a measured distance of 195.54 feet;

**THENCE**  $S-75^{\circ}-35'-37''-E$ , a distance of 65 feet;

**THENCE**  $S-13^{\circ}-43'-35''-W$ , a distance of 590.02 feet to the north line of Broadway;

**THENCE** easterly as measured along the north line of Broadway, a distance of 65.67 feet;

**THENCE**  $N-12^{\circ}-11'-44''-E$ , a measured distance of 291.48 feet;

**THENCE**  $S-75^{\circ}-35'-37''-E$ , a distance of 395.00 feet;

**THENCE**  $N-00^{\circ}-32'-55''-E$ , a measured distance of 101.50 feet;

**THENCE**  $S-75^{\circ}-35'-37''-E$ , a distance of 100 feet;

**RUNNING** thence southerly and along a part of the west line of Farm Lot No. 5, a distance of 168.50 feet to an iron pipe distant 233 feet northerly from the centerline of Broadway as measured along said west line of Farm Lot No. 5;

**RUNNING** thence easterly and on a line parallel with the centerline of Broadway, a distance of 454.54 feet to an iron pipe;

**RUNNING** thence northerly and along the westerly line of lands described in a certain deed recorded in the Erie County Clerk's Office in Liber 6553 of Deeds at Page 291, a distance of 109.51 feet to a point in the northwest corner of said last described lands;



**RUNNING** thence easterly and along the northerly line of said last described lands and at right angles to the westerly line of Steinfeldt Road, a distance of 233 feet to a point in the centerline of Steinfeldt Road;

**RUNNING** thence northerly and along a part of the centerline of Steinfeldt Road a distance of 66 feet to a point;

**RUNNING** thence westerly and along the southerly line of land described in a certain deed recorded in the Erie County Clerk's Office in Liber 6545 of Deeds at Page 273, a distance of 233 feet to a point in the southwest corner of said last described lands;

**RUNNING** thence northerly and in a line parallel with the centerline of Steinfeldt Road, and along the west lines of lands described in deeds recorded in the Erie County Clerk's Office in Liber 6545 of Deeds at Page 273; 4604 at Page 56; 4308 of Deeds at Page 500; 5017 of Deeds at Page 64; 5397 of Deeds at Page 556; 4812 of Deeds at Page 477; 4441 of Deeds at Page 347; 4333 of Deeds at Page 413; and at 4264 of Deeds at Page 197, a distance of 940 feet to an iron pipe;

**RUNNING** thence easterly and along the northerly line of premises described in said above deed in Liber 4264 of Deeds at Page 197 and at right angles to the westerly line of Steinfeldt Road, a distance of 233 feet to the point or place of beginning.

**EXCEPTING** and reserving so much of said property which lies within the highway right of way known as Steinfeldt Road and Broadway.

**THIS REZONE** shall be subject to the following conditions:

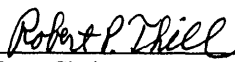
- A. Shall be limited to single-family homes only;
- B. Dwellings shall be a minimum of 1200 sq. ft.;
- C. There shall be a garage at each house;
- D. Hard-top driveway at each house.
- E. Subdivision lots shall be limited to 71 building lots, or less.
- F. Conditions Nos. A thru E, as enumerated, shall be endorsed upon the filed map cover for this subdivision.

January 21, 1997

**STATE OF NEW YORK :**  
**COUNTY OF ERIE : ss:**  
**TOWN OF LANCASTER:**

This is to certify that **I, ROBERT P. THILL**, Town Clerk and Registrar of Vital Statistics of the **TOWN OF LANCASTER** in said **County of Erie**, have compared the foregoing copy of a Rezone with the original thereof filed in my office at **Lancaster, New York**, on the 21st day of January, 1997 and that the same is a true and correct copy of said original, and of the whole thereof.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said Town this 22nd day of January, 1997.

  
Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED  
BY, COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS, MARRANO/MARC EQUITY CORPORATION, 2730 Transit Road, West Seneca, New York, the contract vendee of property located on the north side of Walden Avenue (Trentwood Trail Extension), east of Seneca Place in the Town of Lancaster, New York, has petitioned the Town Board of the said Town for the rezone of said property from an R-1 - Residential District One, to an R-2 - Residential District Two, and**

**WHEREAS, the Petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report;**

**NOW, THEREFORE, BE IT**

**RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 3rd day of February, 1997, at 8:45 o'clock P.M., Local Time, and that Notice of the time and Place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town and be posted on the Town Bulletin Board, and that Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.**

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

File: reztrwd

**LEGAL NOTICE  
PUBLIC HEARING  
TRENTWOOD TRAIL SUBDIVISION  
TOWN OF LANCASTER**

Page 57

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of January, 1997, the said Town Board will hold a Public Hearing on the 3rd day of February, 1997, at 8:45 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an R-1 - Residential District One to an F-2 - Residential District Two:

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of Lancaster, County of Erie and State of New York, being parts of Lot Nos. 11 and 12, Section 8, Township 11, Range 6 of the Holland Land Company's Survey, (so-called) bounded and described as follows:

**COMMENCING** at the intersection of the centerlines of Walden Avenue and a street known as Traceway;

**THENCE** Southwesterly along the centerline of Walden Avenue 778.90 feet;

**THENCE** Northerly 306.69 feet to a point in the westerly line of Parcel XXIII of the lands conveyed to Manufacturers and Traders Trust Company recorded in Liber 9037 of Deeds at Page 67 distant 300.0 feet northerly from the center line of Walden Avenue measured at right angles thereto and the point of beginning of the parcel here described;

**THENCE** Northerly along the westerly line of Parcel XXIII 2433.05 feet to the northerly line of Lot 11;

**THENCE** Westerly along the northerly line of Lot 11, 475.48 feet to the southeasterly corner of the lands conveyed to the Bowmansville Fire Association recorded in Liber 8471 of Deeds at Page 183;

**THENCE** Northerly along the easterly line of said Association 348.50 feet to the northeasterly corner thereof;

**THENCE** Easterly parallel with the southerly line of Lot 12, 760.06 feet to a point which is an extension northerly of the easterly line of Parcel XXIII as referred to above;

**THENCE** southerly along said extension and along the easterly line of Parcel XXIII 2715.90 feet to a point distant 300.0 feet northerly from the center line of Walden Avenue measured at right angles thereto;

**THENCE** Southwesterly, parallel with the center line of Walden Avenue 280.95 feet to the point of beginning.

**Excepting** however that portion of the above described lying within the bounds of Seitz Avenue.

The above described containing 21.30 acres exclusive of the area lying within the bounds of Seitz Avenue.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

January 21, 1997

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS, GEORGE E. O'NEIL**, 111 Nichter Road, Lancaster, New York,  
the owner of property located on the north side of Nichter Road, east of Cemetery Road and  
west of Pavement Road, in the Town of Lancaster, New York, has petitioned the Town Board  
of the said Town for the rezone of said property from an AR-Agricultural-Residential District,  
to an MFR3-Multi-family District Three, and

**WHEREAS**, the Petition has been referred to the Planning Board of the Town of  
Lancaster for its recommendation and report;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Sections 130 and 265 of the Town Law of the  
State of New York a Public Hearing on the proposed rezone will be held at the Town Hall, 21  
Central Avenue, Lancaster, New York, on the 3rd day of February 1997, at 8:30 o'clock P.M.,  
Local Time, and that Notice of the time and Place of such Hearing be published in the  
Lancaster Bee, a newspaper of general circulation in said Town and be posted on the Town  
Bulletin Board, and that Notice of such Hearing be referred to the Erie County Department of  
Planning, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in  
form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on  
roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

File: rrezneil.1

**LEGAL NOTICE  
PUBLIC HEARING  
D'APRILE SPRINGS  
TOWN OF LANCASTER**

Page 59

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of January, 1997, the said Town Board will hold a Public Hearing on the 3rd day of February, 1997, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an AR-Agricultural Residential District to an MFR3-Multi-family District Three::

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot Nos. 9 and 10, Section 7, Township 11, Range 6 of the Holland Land Company's Survey, described as follows:

**BEGINNING** at a point in the west line of said Lot Number ten (10), distant 660.0 feet south of the south line of Lot Number Nine (9);

**THENCE** northerly along the west line of said Lot Number ten (10) distant 517.87 feet (Deed), 508.85 feet (measured) to a point;

**THENCE** easterly, at an interior angle of 95°-59'-02" and parallel with the south line of the Delaware, Lackawanna and Western Railroad Company, distant 855.41 feet to a point;

**THENCE** northerly, parallel with the west line of Lot 9, distant 82.00 feet to a point;

**THENCE** easterly, distant 574.00 feet (Deed), 569.29\*\* feet (measured to a point in the center line of Nichter Road (66.0 ft. right-of-way);

**THENCE** westerly, at an interior angle of 23°-12'-20" along the center line of said Nichter Road, distant 207.10 feet to an angle point;

**THENCE** southwesterly, along the center line of said road distant 889.61 feet to a point;

**THENCE** northerly, at an interior angle of 30°-16'-34", distant 96.30 feet to a point;

**THENCE** westerly, at an exterior angle of 91°-33'-13", distant 676 feet to the point of beginning;

**Containing 14.0 acres more or less.**

\*\*This point is approximately 1340 feet west of center line of Pavement Road.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

January 21, 1997

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER KWAK, TO WIT:

**WHEREAS**, the Highway Superintendent has submitted a proposed Agreement to the Town Board of the Town of Lancaster for the expenditure of highway funds for the year 1997, pursuant to the requirements of the Highway Law of the State of New York, and

**WHEREAS**, the Highway Superintendent has advised that the allocation of money in the proposed Agreement for general repairs to be carried out includes the cost of labor and materials, and

**WHEREAS**, the Town Board of the Town of Lancaster has reviewed the proposal by the Highway Superintendent;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster does hereby authorize the execution of the proposed Agreement to Spend Town Highway Funds as submitted by the Superintendent of Highways.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

File: rhwyfnds

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL MEMBER  
MONTOUR. TO WIT:

**WHEREAS, ERNEST GAINNEY JR.,** a Mechanic Foreman in the Highway Department, by letter dated December 29, 1996, has requested permission to purchase his 40 hours vacation time accrued which he cannot take by his anniversary date of February 1, 1997 due to reasons cited in his letter, and

**WHEREAS,** the Town Attorney of the Town of Lancaster, by letter dated January 17, 1997, has informed Ernest Gainey that the CSEA White Collar Union contract, under which he is a member, does not provide for a buyout of vacation time except upon retirement but does allow for carryover of time accrued, and

**WHEREAS,** the Town of Lancaster White Collar Unit of Local 815 has indicated no objections to the granting of this request.

**NOW, THEREFORE, BE IT**

**RESOLVED,** that **ERNEST J. GAINNEY JR.,** a Mechanic Foreman in the Highway Department, shall be permitted to carry over his forty (40) hours 1996 vacation time to his 1997 year of service with the Town of Lancaster.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

FILE: RPERS.VAC

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL MEMBER  
STEMPNIAK, TO WIT:

**RESOLVED**, that the resolution adopted by the Town Board of the Town of Lancaster on January 6, 1997, as it relates to the 1997 Schedule of Salaries General for non-union personnel, be and is hereby amended to read as follows:

Salary Error:

School Crossing Guard (Meyers) \$ 7.00 per hour

Omission:

Building Inspector, Clerk P.T. (Flanagan) 11.33 per hour

and,

**BE IT FURTHER**

**RESOLVED**, that these amendments be made retroactive to January 1, 1997.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

FILE: ramended (P3)



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA , WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL MEMBER  
KWAK, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has been apprised that there has been an amendment to Real Property Tax Law §458-a, Veterans, Alternative Exemption by Chapter 477 of the Laws of 1996 of the State of New York, and

**WHEREAS**, the Town Board desires to afford eligible veterans the maximum exemption permitted by State Law and deems it fair and equitable to increase the "cap" on the assessed value to \$120,000. As now permitted by State Law since the cost of housing has increased over the years:

**NOW, THEREFORE, BE IT**

**RESOLVED**, as follows:

1. That a Public Hearing will be held on the 3rd day of February, 1997 at 9:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York on the proposed increase of the home value "cap" from \$80,000. to \$120,000 for purposes of determining Veterans Exemptions under RPTL §458-a to be effective in the preparation of the next occurring tax roll prepared by the Town Assessor; and

2. That a Notice of the time and place of such hearing shall be published in the Lancaster Bee, the Official Newspaper, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED
COUNCIL MEMBER MILLER	VOTED
COUNCIL MEMBER MONTOUR	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR GIZA	VOTED

January 6, 1997

File: rvetexp

**LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER**

**LEGAL NOTICE IS HEREBY GIVEN**, that pursuant to the Real Property Tax Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on January 21, 1997, the said Town Board will hold a Public Hearing on the 3rd day of February 1997 at 9:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, upon the proposed increase of the home value "cap" from \$80,000 to \$120,000, for purposes of determining Veterans Exemptions under RPTL 458-a to be effective in the preparation of the next occurring tax roll prepared by the Town Assessor.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**BY: ROBERT P. THILL**  
Town Clerk

January 21, 1997

**PREFILED RESOLUTION NO. 13 - MEETING OF 1/21/97**

13. Giza/\_\_\_\_\_ Adopt Section 467 Real Property Tax Law Aged Exemption  
Amendment

At the request of Council Member Kwak, this resolution was withdrawn for  
further study.

File: RWTHDRWN

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR , TO WIT:

**WHEREAS**, §467 of the Real Property Tax Law of the State of New York permits the Town to grant a partial exemption from real property taxation for persons sixty-five (65) years of age or over, on a graduated scale based upon the income, and

**WHEREAS**, the State Legislature has now provided by legislation a new sliding scale which will grant further relief to Senior Citizens, and

**WHEREAS**, the effect of the increase in income eligibility will not place any undue burden on the taxpaying public, but will materially improve the economic ability of our senior citizens to cope with the ravages of inflation while living on a fixed income, and

**WHEREAS**, the Town Board deems it in the public interest to adopt the new graduated scale:

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Section 467 of the Real Property Tax Law of the State of New York, a Public Hearing on the enactment by resolution of a senior citizens tax exemption will be held on the 3rd day of February 1997 at 9:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, and that a Notice of the time and place of such hearing shall be published in the Lancaster Bee, the Official Newspaper, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

File: rsenexmp

**LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER**

**NOTICE IS HEREBY GIVEN**, that pursuant to Section 467 of the Real Property Tax Law and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of January 1997, the said Town Board will hold a Public Hearing on the 3rd day of February 1997 at 9:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, upon the resolution authorizing a partial exemption from real property taxation for persons sixty-five (65) years of age or over, on a graduated scale based upon the income, as follows:

**SENIOR CITIZENS TAX EXEMPTION**

<b>1.     <u>ANNUAL INCOME</u></b>	<b>PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION</b>
Less than \$18,500.	50 per centum
More than \$18,500. but Less than \$19,500.	45 per centum
More than \$19,500. but Less than \$20,500.	40 per centum
More than \$20,500. but Less than \$21,500.	35 per centum
More than \$21,500. but Less than \$22,400.	30 per centum
More than \$22,400. but Less than \$23,300.	25 per centum
More than \$23,300. but Less than \$24,200.	20 per centum
More than \$24,200. but Less than \$25,100.	15 per centum
More than \$25,100. but Less than \$26,000.	10 per centum
More than \$26,000. but Less than \$26,900.	5 per centum

2. The partial exemption being provided for herein shall be subject to the provisions of Section 467 of the Real Property Tax Law, and any other law or statute applicable thereto.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**BY: ROBERT P. THILL  
Town Clerk**

**January 21, 1997**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER KWAK, TO WIT:

**WHEREAS**, the New York State Department of Transportation (DOT) is about to engage in improvements on Route 78 (Transit Road) north from French Road to Route 20 (Broadway), said project being identified as "TRANSIT ROAD, PT. 4, SH9217, US ROUTE 20 & NYS ROUTE 78 - FRENCH ROAD TO BROADWAY BIN 1-01556-0 OVER CAYUGA CREEK ERIE COUNTY, PIN 5111.62.121", and

**WHEREAS**, by letter dated November 26, 1996, the DOT has requested permission to relocate a water line, hydrants and appurtenances owned by the Town of Lancaster necessitated by the improvement, at no cost to the Town, and

**WHEREAS**, DOT has submitted a written contract covering said relocation;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Supervisor be and is hereby authorized to execute Form HC140, entitled "New York State Department of Transportation Utility Work Agreement" and forward same to the New York State Department of Transportation.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

File: rdotwkag

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL MEMBER  
MILLER, TO WIT:

Page 69

**RESOLVED**, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

Claim No. 11912 to Claim No. 12171 Inclusive

Total amount hereby authorized to be paid: **\$1,027,833.58**

The question of the foregoing resolution was duly put to a vote on roll call which  
resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCIL MEMBER KWAK , WHO  
 MOVED ITS ADOPTION, SECONDED BY  
 COUNCIL MEMBER STEMPNIAK , TO WIT:

**RESOLVED**, that the following Building Permit Applications be and are hereby approved and the issuance of these Building Permits be and are hereby authorized:

**CODES:**

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived for this permit.

(CSW) = Conditional sidewalk waiver.

<u>No.</u>	<u>Code Applicant</u>	<u>Street Address</u>	<u>Structure</u>
3939	Capretto Homes	324 Enchanted Fst N	Er. Sin. Dwlg
3940	Albert V Randaccio Bldrs	142 Siebert Rd	Er. Sin. Dwlg
3941	Essex Homes of WNY	1 Willow Ridge Ct	Er. Sin. Dwlg
3942	Parkhaven Bldrs Inc	64 Creekwood Dr	Er. Sin. Dwlg
3943	Lovejoy Bldrs Inc	37 Sagebrush Ln	Er. Sin. Dwlg
3944	Video Center Repair	5395 Genesee St	Er. Temp Sign
3945	Ryan Homes	68 Creekwood Dr	Er. Sin. Dwlg
3946	Ryan Homes	9 Park Wlk	Er. Sin. Dwlg
3947	Nicholas Capozzi III	28 Clermont Ct	Er. Sin. Dwlg
3948	Sunrise Bldrs Inc	36 Michael Anthony	Er. Sin. Dwlg

and,

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.



The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

Page 72

Council Member Stempniak requested a suspension of the necessary rule for immediate consideration of the following resolution:  
SUSPENSION GRANTED..

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION. SECONDED BY  
COUNCIL MEMBER MILLER, TO WIT:

**WHEREAS, Sprint Spectrum** has submitted a Site Plan for the construction of a communications tower to be located on town-owned property located east of Transit Road, south of William Street in the Town of Lancaster, and

**WHEREAS,** the Planning Board has reviewed the plan, and by letter dated December 12, 1996, recommended approval, and

**WHEREAS,** a SEQR review was held on this project on January 21, 1997 and a Negative Declaration was issued at that time;

**NOW, THEREFORE, BE IT**

**RESOLVED,** that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by **Sprint Spectrum** for the construction of a Communication Tower on Town-owned property located east of Transit Road, south of William Street, in the Town of Lancaster, with plans prepared by URS Consultants and dated November 13, 1996, subject to the following conditions:

1. Communication tower to be on Town property, either Hayes Street or Fillmore Street.
2. Tower to be 750 ft. To 800 ft. east of Transit Road.
3. Sprint Spectrum to all for any Town public safety or highway antennas.
4. Include a "take-down" demolition provision.
5. Landscape plan be provided for future development.
6. Base be built for an extendible tower.
7. A monopole style is recommended.
8. An acceptable lease agreement between Sprint Spectrum and the Town of Lancaster.
9. There shall be lights on the tower

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

File: rasite2.197

Council Member Stempniak requested a suspension of the necessary <sup>Page 73</sup> rule for immediate consideration of the following resolution:  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION. SECONDED BY  
COUNCIL MEMBER MILLER, TO WIT:

**WHEREAS,** Upstate Cellular Network has submitted a Site Plan for the construction of a communications tower to be located on town-owned property on Penora Street, in the Town of Lancaster, and

**WHEREAS,** the Planning Board has reviewed the plan, and by letter dated December 23, 1996, recommended approval, and

**WHEREAS,** a SEQR review was held on this project on January 21, 1997 and a Negative Declaration was issued at that time;

**NOW, THEREFORE, BE IT**

**RESOLVED,** that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by Upstate Cellular Network, for the construction of a Communication Tower to be located on Town-owned property on Penora Street, in the Town of Lancaster, with plans prepared by Costitch Engineering and dated December 10, 1996, subject to the following conditions:

1. Communication tower to be located on Town property on Penora Street.
2. There shall be lights on tower.
3. Frontier Cellular to allow for any Town public safety or highway antenna.
4. Include a "take-down" demolition provision.
5. Landscape plan be provided, for future development.
6. Base be built for extendible tower.
7. A monopole style is recommended.
8. An acceptable lease agreement between Frontier Cellular and the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 21, 1997

File: rasite.197

**COMMUNICATIONS:**

Page 74

22. Town Clerk to Supervisor -  
Monthly report for December 1996. Disposition: Received and Filed
23. Adelphia to Town Clerk -  
Notification of deletion of WWOR (Ch. 23) and addition of WNGS-TV.  
Disposition: Received and Filed
24. Residents to Town Clerk -  
Petition requesting Town Attorney to file "Notice of Appeal" re: zoning of property  
adjacent to Larkspur Subdivision. Disposition: Town Attorney
25. County Health Dept. To Town Board -  
Transmittal of Approval of Completed Works for Village on the Park, Phase II, Public  
water supply improvement. Disposition: Received and Filed
26. County Health Dept. To Town Board -  
Transmittal of Approval of Completed Works for Windsor Ridge Subdivision, Phase III,  
Public water supply improvement. Disposition: Received and Filed
27. County Health Dept. To Town Board -  
Transmittal of Approval of Completed Works for Tops Distribution Center (As Built),  
Public water supply improvement. Disposition: Received and Filed
28. ECDEP to Supervisor and Mayor, Village of Lancaster -  
Review of scoring process undertaken by the County CDBG Consortium's Project  
Selection Committee (PSC) re: rating assigned to Village's and Town's Business District  
Rehabilitation Project. Disposition: Supervisor
29. Joe Adamec to Supervisor -  
Application for appointment to Recreation Commission. Disposition: Received and Filed
30. NYSDOT to Dep. Town Attorney -  
Comments re: SEQR review s- Transit- Wehrle Retail Center. Disposition: Received and  
Filed
31. Youth Bureau Social Work Counselor to Building Inspector's Department -  
Letter of appreciation for monetary donation by staff members to the Youth Bureau's  
Christmas Project. Disposition: Received and Filed
32. Paul McDonnell, AICP to Technical Advisory Committee Members -  
Comments and invitation to attend meeting to be held 1/27/97 in Town Hall re: Lancaster  
Airport - Environmental Assessment. Disposition: Received and Filed
33. Assoc. Of Erie County Governments to Supervisor -  
Notice of meeting to be held 1/23/97 at Orchard Park. Disposition: Received and Filed
34. Ecology & Environment, Inc. to Supervisor -  
Request follow up meeting after review of projects re: bond act funds. Disposition:  
Supervisor
35. Town Engineer to M/M Roy Schneggenburger -  
Response to letter of 12/20/97 addressing items of significance. Disposition: Received  
and Filed
36. Ernest J. Gainey Jr. to Highway Supt. -  
Request buy out of unused vacation time due to disability. Disposition: Received and  
Filed
37. CRS to Supervisor -  
Comments and meetings schedule re: fire insurance classification determination.  
Disposition: Supervisor
38. EMS Consulting to ECD Public Works -  
Comments re: left turn lane analysis - proposed Epic Sports Dome, Wehrle Drive, west  
of Harris Hill Rd. Disposition: Supervisor, Public Safety Committee
39. NYS Dept. Of Health to Supervisor -  
Update to providers and payers on the implementation of the Health Care Reform Act of  
1996 (HCRA) and update of estimates of hospital specific graduate medical education  
(GME) distributions to be paid in 1997. Disposition: Supervisor

40. Town of Cheektowaga to Town Board -  
Transmittal of resolution setting a public hearing to be held on 1/21/97 to consider advisability of adopting "A Local Law to Amend Local Law Relating to Zoning" pertaining to wireless communications facilities. Disposition: Supervisor
41. Town Clerk to Planning Board Chair. -  
Transmittal of Besroi Construction rezone petition for premises situated at 5434 Genesee Street. Disposition: Planning and Zoning Committee
42. Town Clerk to Planning Board Chair. -  
Transmittal of Schmitt's Garage, Inc. rezone petition for premises situated at 5243-5247 Genesee Street. Disposition: Planning and Zoning Committee
43. Joseph Juszcak to Council Member Montour -  
Request response to concern re: sidewalk installation - culvert over Scajaquada Creek on Stone Hedge Drive, north of Walden Ave. Disposition: Received and Filed
44. Town Clerk to Town Board -  
Town Clerk's Annual Report for 1996 Disposition: Received and Filed
45. Town Clerk to Building Inspector -  
Notification of failure of developer to meet conditions of resolution for Michael's Landing. Disposition: Planning and Zoning Committee
46. Robert Giroux to Town Board -  
Requests carry over of 56 hours of vacation time from 1996 to 1997. Disposition: Town Attorney
47. Twin District Vol. Fire Dept to Town Board -  
Request addition of new member. Disposition: Received and Filed
48. Executive Director of Youth Bureau to Town Board -  
Recommends appointment of Donald J. Oliver as tutor in Youth Bureau. Disposition: Received and Filed
49. Town Clerk to News Media -  
Notice of SEQR Review Meeting 1/21/97 regarding the site plans of Sprint Communications and Frontier Communications and the rezone petitions of Marrano/Marc Equity and George O'Neil. Disposition: Received and Filed
50. Sue Ann Barnes to Supervisor -  
Notice of resignation of position from Robert J. Miller and Associates. Disposition: Received and Filed
51. EC Dept. Of Public Works Division of Highways -  
Statement of reasons for position on criteria for a left lane at Epic Sports Dome. Disposition: Supervisor, Public Safety Committee
52. Police Chief to Highway Superintendent -  
Expresses gratefulness for outstanding job during recent storm in keeping roads clear and safe. Disposition: Received and Filed
53. Council Member Montour to Justice Dwan -  
Request for use of court room for "Tough Love" meetings. Disposition: Received and Filed
54. State of NY Div of Criminal Justice Services to Supervisor -  
Transmittal of proposed Grant Award between the Division of Criminal Justice Services and the Town of Lancaster. Disposition: Police Chief
55. NYSDOT to Supervisor -  
Comments regarding completion of traffic study at intersection of Rt 20, Broadway @ Ransom Road. Disposition: Received and Filed
56. NYS Thruway Authority to Supervisor -  
Request for participation in study of eastern Buffalo area interchange study. Disposition: Supervisor
57. Highway Superintendent to Town Board -  
Transmittal of agreement for expenditure of highway funds. Disposition: Received and Filed

- Page 76
58. Dept of Public Works Division of Highways to Police Chief -  
Request for accident reports re: William Street/Aurora Street for 1992, 1993, 1994, and  
1995. Disposition: Received and Filed
59. Police Chief to Dept of Public Works Division of Highways -  
Clarification of previous request and transmittal of accident reports for 1996 re: William  
Street/Aurora Street. Disposition: Received and Filed

ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER MONTOUR, AND SECONDED BY THE  
ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 9:35 P.M.

Signed Robert P. Thill  
Robert P. Thill, Town Clerk